

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

CRM-M-17332-2016 (O&M)

Date of decision : 28.07.2016

Ravinder

...Petitioner

Versus

State of Punjab and another

...Respondents

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN**

Present: Mr. Kunal Dawar, Advocate for the petitioner.

**JITENDRA CHAUHAN, J. (Oral)**

The instant petition under Section 482 of the Code of Criminal Procedure, (for short, 'the Cr.P.C.') is for setting aside the order dated 01.03.2016 (Annexure P-1), passed by learned Additional Sessions Judge, Jalandhar, whereby the application under Section 311 Cr.P.C., moved by the petitioner for recalling PW-1 Kulwant Kaur, for cross-examination was declined.

Heard.

From the perusal of the record, it emerges that the said witness in question was cross-examined at length on two dates, which is reflected in Annexure P-1. In fact, at one stage, she was recalled by the prosecution. Now, the petitioner seeks to further cross-examine her with regard to an affidavit furnished by her. The witness is an old lady of 70 years and the mother of the deceased. The trial Court has given detailed and convincing

reasons that sufficient opportunities had already been availed by the defence to cross-examine PW-1 Kulwant Kaur at length, not once but twice. The trial is at the fag end. The instant application appears to be a device to delay and derail the trial.

No merit.

Dismissed.

**28.07.2016**  
*atulsethi*

**(JITENDRA CHAUHAN)**  
**JUDGE**

Whether speaking / reasoned :      Yes      No

Whether Reportable :      Yes      No